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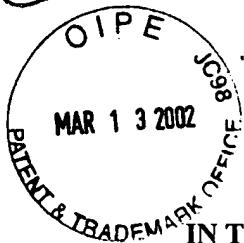
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MP4  
**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Walter WIRZ

Appln. No.: 10/046,154

Group Art Unit: 3723

Confirmation No.: 5828

Examiner: Unassigned

Filed: January 16, 2002

For: **PROCESS FOR THE FINE MACHINING OF THE TOOTHED GEARS OF A GEARBOX**

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION  
FILED UNDER 37 CFR 1.53(B) - FILING DATE GRANTED**

**ATTN: BOX MISSING PARTS**

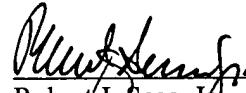
Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the "Notice to File Missing Parts of Nonprovisional Application filed under 37 CFR 1.53(b) - Filing Date Granted," for the above application, Applicant respectfully re-submits herewith the Declaration for the above identified application properly executed by the inventors. Please note that since this is a Divisional Application, a copy of the Declaration as filed in the parent application (U.S. Appln. No. 09/475,151) was filed with the application on January 16, 2002. A copy of the date-stamped filing receipt and application cover sheet are also enclosed for the Examiner's convenience.

Since a copy of the Declaration was originally submitted when the application was filed, the statutory fee of \$65.00 is **not** attached. You are, however, authorized to charge any underpayment or credit any overpayment to Deposit Account No. 19-4880. A duplicate copy of this paper is attached.

Respectfully submitted,



\_\_\_\_\_  
Robert J. Seas, Jr.  
Registration No. 21,092

SUGHRUE MION, PLLC  
2100 Pennsylvania Avenue, N.W.  
Washington, D.C. 20037-3213  
Telephone: (202) 293-7060  
Facsimile: (202) 293-7860

Date: March 13, 2002

Attorney Docket No.: Q67889

Divisional Application of 09/475,151  
REQUEST FOR EARLY NOTIFICATION OF SEP NUMBER

Inventor(s): Walter WIRZ

Title: PROCESS FOR THE FINE MACHINING OF THE TOOTHED GEARS OF A GEARBOX

Atty Doc. #: Q67889 Client: ISLER & PEDRAZZINI AG

Filing Date: January 16, 2002 # Pgs. Spec/Abst: 8/1 #Claims: 7

# Dwg. Sheets: 2 informal/4 formal Decl copy Prelim Amdt yes

IDS/Prior Art: yes Pr Doc: in parent Asgmt: in parent Fee: \$370.00\*  
Copy of Verified Statement Claiming Small Entity Status

Check Attached  Charge to Deposit # 19-4880 Atty/Sec: RJS/ecb

xy:

SERIAL NO.: CONF NO.: \_\_\_\_\_

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**UNITED STATES PATENT AND TRADEMARK OFFICE**

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/046,154	01/16/2002	Walter Wirz	Q67889

SUGHRUE MION, PLLC  
2100 Pennsylvania Avenue, NW  
Washington, DC 20037-3213

**DOCKETED**

FEB 20 2002

Date Mailed: 02/15/2002

**CONFIRMATION NO. 5828**

**FORMALITIES LETTER**



\*OC000000007489337\*

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

***Filing Date Granted***

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

Adjustment date: 01/02/2003 EEKUBAYI  
03/18/2002 BNGUYEN1 00000028 194880 10046154  
01 FCx205 65.00 CR

*A copy of this notice **MUST** be returned with the reply.*

*[Signature]*  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

03/18/2002 BNGUYEN1 00000028 194880 10046154

01-FCx205 65.00 CR



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January 16, 2002

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**BOX PATENT APPLICATION**

Commissioner for Patents  
Washington, D.C. 20231

Re: Application of Walter WIRZ  
PROCESS AND DEVICE FOR THE FINE MACHINING OF THE TOOTHED  
GEARS OF A GEARBOX  
Assignee: REISHAUER AG  
Our Ref: Q67889

Dear Sir:

This is a request for a Divisional Application of pending prior Application No. 09/475,151 filed December 30, 1999 of Walter WIRZ entitled PROCESS AND DEVICE FOR THE FINE MACHINING OF THE TOOTHED GEARS OF A GEARBOX.

This application is being filed under 37 C.F.R. § 1.53(b). Enclosed is a specification, including the claims and abstract, 2 sheets of drawings, a copy of the Declaration and a copy of the Verified Statement Claiming Small Entity Status as filed in the prior application. Also enclosed is a PTO Form 1449 listing references cited by applicant and/or the examiner during prosecution of the parent application, a Preliminary Amendment and a substitute specification with 4 sheets of formal drawings.

The prior application is assigned to Group Art Unit 3723.

Priority is claimed from:

<u>Country</u>	<u>Application No</u>	<u>Filing Date</u>
Fed. Republic of Germany	19900011.5	January 2, 1999

The priority document was filed in parent Application No. 09/475,151 and receipt thereof has been acknowledged by the Examiner in Paper No. 7.



# Sughrue

SUGHRUE MION, PLLC

Commissioner for Patents  
January 16, 2002  
Page 2

Applicant claims benefit of small entity status in accordance with 37 CFR § 1.27.

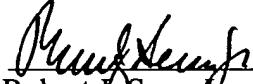
The Government filing fee is calculated, **after entry of the Preliminary Amendment**, as follows (**Small Entity fees apply**):

Total claims	<u>7</u>	-	<u>20</u>	=		x	\$9.00	=	
Independent claims	<u>2</u>	-	<u>3</u>	=		x	\$42.00	=	
Base Fee									\$370.00
<b>TOTAL FILING FEE</b>									<b><u>\$370.00</u></b>

A check for the statutory fee of \$370.00 is attached. You are also directed and authorized to charge or credit any difference or overpayment to Deposit Account No. 19-4880. The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 and any petitions for extension of time under 37 C.F.R. § 1.136 which may be required during the entire pendency of the application to Deposit Account No. 19-4880. A duplicate copy of this transmittal letter is attached.

The application is timely filed.

Respectfully submitted,  
SUGHRUE MION, PLLC  
Attorneys for Applicant

By:   
Robert J. Seas, Jr.  
Registration No. 21,092